

MESSAGE NO: 3288203 MESSAGE DATE: 10/15/2003

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-507-501

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2002 TO 12/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR IN-SHELL PISTACHIOS FROM THE ISLAMIC
REPUBLIC OF IRAN (C-507-501)

MESSAGE NO: 3288203

DATE: 10 15 2003

CATEGORY: CVD

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: C - 507 - 501

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PERIOD COVERED: 01 01 2002 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR IN-SHELL PISTACHIOS FROM
THE ISLAMIC REPUBLIC OF IRAN (C-507-501)

1. THE ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON
IN-SHELL PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN (C-507-
501), COVERING RAFSANJAN PISTACHIO PRODUCERS COOPERATIVE (RPPC)
FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002 HAS BEEN RESCINDED
AT THE REQUEST OF PETITIONERS. THIS NOTICE OF RESCISSION WAS
PUBLISHED IN THE FEDERAL REGISTER ON JULY 25, 2003, 68 FR 44047.
YOU ARE TO ASSESS COUNTERVAILING DUTIES ON THIS MERCHANDISE

ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE

PERIOD LISTED BELOW FOR THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

IN-SHELL PISTACHIOS FROM THE ISLAMIC REPUBLIC OF IRAN
MANUFACTURERS/ CASE NUMBER PERIOD RATE
EXPORTERS

RAFSANJAN

PISTACHIOS C-507-501-004 01/01/2002-12/31/2002 99.52%
PRODUCERS COOPERATIVE (RPPC)

TEHRAN NEGAH TRADING
COMPANY, INC.

(NIMA) C-507-501-002 01/01/2002-12/31/2002 99.52%

ALL OTHERS C-507-501-000 01/01/2002-12/31/2002 99.52%

2. THE PRODUCT COVERED BY THIS ADMINISTRATIVE REVIEW IS IN-SHELL PISTACHIO NUTS FROM WHICH THE HULLS HAVE BEEN REMOVED, LEAVING THE INNER HARD SHELLS AND EDIBLE MEAT, AS CURRENTLY CLASSIFIABLE IN THE HARMONIZED TARIFF SCHEDULES OF THE UNITED STATES (HTSUS) UNDER ITEM NUMBER 0802.50.20.00. THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES. THE WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO ASSESS COUNTERVAILING DUTIES OF THE PERCENTAGES OF THE ENTERED VALUE LISTED ABOVE IN PARAGRAPH ONE ON ALL SHIPMENTS OF THIS MERCHANDISE EXPORTED BY THE CORRESPONDING PRODUCERS/EXPORTERS LISTED ABOVE IN PARAGRAPH ONE, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 01/01/2002 AND ON OR BEFORE 12/31/2002.

4. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS

SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 12/31/2002 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER 12/31/2002 WILL CONTINUE.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT DARLA BROWN, AD/CVD ENFORCEMENT, OFFICE VI, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE, AT (202) 482-2786 OR DARLA__BROWN AT ITA.DOC.GOV.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party